IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

WEDNESDAY, THE 6TH JUNE 2007 / 16TH JYAISHTA 1929

OP.No. 5363 of 2001(L)

PETITIONER:

MATHEW THOMAS, KALEEKKAMALAYIL,
KUTTOOR.P.O.,
THIRUVELLA TALUK.

BY ADV. SRI.THOMAS NINAN.

RESPONDENTS:
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1. **DISTRICT COLLECTOR, PATHANAMTHITTA COLLECTORATE, PATHANAMTHITTA.**

2. **TAHSILDAR, TALUK OFFICE, THIRUVELLA.**

3. **THE SOUTH INDIAN BANK LTD., MAVELIKKARA BRANCH, REPRESENTED BY ITS BRANCH MANAGER.**

BY ADV. SRI.K.PRABHAKARAN,
GOVERNMENT PLEADER SMT. K.R. DEEPA.

THIS ORIGINAL PETITION HAVING BEEN FINALLY HEARD ON 06/06/2007,THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

O.P. NO. 5363/2001:

ORDER ON C.M.P. NO. 8863/2001 IN O.P. NO. 5363/2001

DISMISSED

06/06/2007. **SD/- KURIAN JOSEPH, JUDGE.**

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P.1: COPY OF THE DECREE IN O.S. NO. 123/1997 DT. 29/09/98.

EXT.P.2: COPY OF THE EXECUTION PETITION DT. 22/07/2000.

EXT.P.3: COPY OF THE RULE 66 NOTICE DTD. 18/10/2000.

EXT.P.4: COPY OF THE NOTICE RECEIVED BY THE PETITIONER ON 08/02/2001.

EXT.P.5: COPY OF THE PETITION BEFORE THE R.2. FILED ON 12/02/2001.

//TRUE COPY//

prv.

KURIAN JOSEPH, J.

O.P.No. 5363 of 2001

Dated this the 6th day of June, 2007

JUDGMENT

Petitioner approached this court aggrieved by the recovery steps initiated by the first respondent. The recovery is at the instance of the 3rd respondent Bank. In case the loan has not so far been closed, the petitioner may approach the 3rd respondent within a period of two months from today, in which case the request of the petitioner will be duly considered by the 3rd respondent. In order to enable the petitioner to work out the relief as above, the interim order passed by this court will continue for another six months.

The writ petition is disposed of as above.

(KURIAN JOSEPH, JUDGE)

ahg.

KURIAN JOSEPH, J.

O.P.NO.5363/2001

JUDGMENT

6th June, 2007